

ORIGINAL

Serial No.

ASSIGNED
51431APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATEDDate of filing in State Engineer's Office..... **OCT 15 1987**Returned to applicant for correction..... **DEC 11 1987**Corrected application filed..... Map filed **FEB 12 1988**The applicant John H. Darrah and Marjorie S. Darrah

P.O. Box 868

of Winnemucca

Street and No. or P.O. Box No.

City or Town

Nevada 89445

State and Zip Code No.

hereby make... application for permission to change the

Place of Use

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit 35639

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

Identify right (in Decree):

- The source of water is Underground
Name of stream, lake, underground spring or other source.
- The amount of water to be changed 5.4 c.f.s.
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
- The water to be used for irrigation & domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water heretofore permitted for irrigation & domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water is to be diverted at the following point within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 2, T.28N., R.38E., M.D.B. & M., from which the NE corner of Section 2 bears N. 90°58' E. 2,878.3'
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.

- The existing permitted point of diversion is located within Unchanged
If point of diversion is not changed, do not answer.

- Proposed place of use 28.3 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$; 19.2 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$; 30.8 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$; 30.1 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$; all in Section 2 and 28.2 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$; 27.9 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$; 26.5 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$; 26.5 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$; 102.5 acres SE $\frac{1}{4}$; all in Section 11, T.28N., R.38E., M.D.B. & M., 320 acres total.
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
- Existing place of use SE $\frac{1}{4}$ Section 2; NE $\frac{1}{4}$ Section 11, T.28N., R.38E., M.D.B. & M., 320 acres total.
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.

- Use will be from January 1st to December 31st of each year.
Month and Day Month and Day

- Use was permitted from January 1st to December 31st of each year.
Month and Day Month and Day

- Description of proposed works: (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) drilled well, pipe & ditch network
State manner in which water is to be diverted, i.e. diversion structure, ditches,

pipes and flumes, or drilled well, etc.

- Estimated cost of works in excess of \$1000.00

- Estimated time required to construct works Well is complete. See well log filed under Permit 35639

14. Estimated time required to complete the application of water to beneficial use 2 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

By John H. Milton III as agent

By: s/John H. Milton III
146 West Second Street
Winnemucca, Nevada 89445

Compared jjk/se bp/se

Protested

APPROVAL

OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of the waters of an underground source as heretofore granted under Permit 35639 is issued subject to the terms and conditions imposed in said Permit 35639 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 21242, Certificate 7298 and Permit 51431 shall not exceed 1280 acre feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total diversion of water under this permit and Permit 21242, Certificate 7298 shall not exceed 5.4 c.f.s.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 5.4 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before September 21, 1990

Proof of completion of work shall be filed before October 21, 1990

Application of water to beneficial use shall be made on or before September 21, 1991

Proof of the application of water to beneficial use shall be filed on or before October 21, 1991

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed DEC 3 1990 IN TESTIMONY WHEREOF, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 26th day of March,

A.D. 19 90

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

2407 (Rev. 6-81)

Abrogated By: 71381 5.4

State Engineer